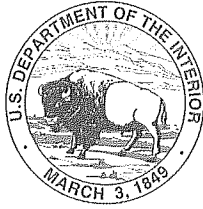


Exhibit 3:

June 27, 2018 BLM Letter Regarding
Wyoming Outdoor Council's FOIA Request



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Wyoming State Office
P.O. Box 1828
Cheyenne, WY 82003-1828
www.blm.gov/wy



In Reply Refer To:
1278 (950/FOIA)
EFTS BLM-2018-00463

EMS Transmission:
Jora3136@colorado.edu

JUN 27 2018

John Rader
c/o Wyoming Outdoor Council (WOC)
262 Lincoln Street
Lander, WY 82520

Dear Mr. Rader:

We are writing to notify you of a revised track placement and an update of the determination of your February 9, 2018 Freedom of Information Act (FOIA) request received by the Bureau of Land Management (BLM) Wyoming (WY). In your request, you asked for the following:

- “1) The full and complete proposal to designate some or all of the Chain Lakes WHMA an “area of critical environmental concern” (ACEC) referenced in the BLM’s ACEC Proposal Evaluation Report titled “Evaluation of Relevance and Importance Criteria for Existing and Proposed ACECs – BLM Rawlins Field Office,*
- 2) All interagency and intra-agency correspondence, records and communications related in any way, directly or indirectly, to the ACEC proposal referenced above including, but not limited to, correspondence with the Wyoming Governor’s Office, Wyoming state agencies and other federal, county, and local governments.*
- 3) All records and communications that relate in any way, directly or indirectly, to the BLM’s review and ultimate rejection of the above referenced ACEC proposal.*
- 4) Records created or received after January 1, 2017, that relate in any way, directly or indirectly, to oil and gas development activities proposed or taking place within the Chain Lakes WHMA. You may exclude from this request: a) NEPA documents available on BLM’s ePlanning website; b) records provided by the Wyoming Outdoor Council, such as requests for State Director Review, and decisions issued by BLM in response thereto; and 3) email correspondence to and from the requester.”*

As you know, we use Multitrack Processing to process FOIA requests. The Simple track is for requests that can be processed in 1 to 5 workdays. The Normal track is for requests that can be

processed in 6 to 20 workdays. The Complex track is for requests that can be processed in 21 to 60 workdays. The Exceptional/Voluminous track is for requests requiring more than 60 workdays for processing. The Expedited track is for requests that have been granted expedited processing. Within each track, requests are usually processed on a first-in, first-out basis.

On February 14, 2018 we informed you that your request fell into the “Complex,” processing track. We now realize, however that due to the exceptional amount of potentially responsive records that require intricate review and external consultation, your request falls into the “Exceptional/Voluminous,” processing track.

Your request is currently #15 on the processing list. The BLM anticipates to provide you responses in installment releases as records become available for release.

You may limit the scope of your request, which may enable us to process it more quickly, or agree to an alternative time period for processing by communicating with us or our FOIA Public Liaison, Ryan Witt at 202-912-7562.

As yet, we have been unable to make a determination on your request. We apologize for this delay. Although we hope that you will wait so that we can complete our review, duplication and consultations process, please note that you may seek dispute resolution services from our FOIA Public Liaison, Ryan Witt and/or seek dispute resolution services from the Office of Government Information Services (OGIS).

If you choose to contact OGIS, you may do so in any of the following ways:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road - OGIS
College Park, MD 20740-6001
E-mail: ogis@nara.gov
Web: <https://ogis.archives.gov>
Telephone: 202-741-5770
Fax: 202-741-5769
Toll-free: 1-877-684-6448

You may also file an appeal with the Department’s FOIA/Privacy Act Appeals Officer regarding this delay. If you choose to appeal this delay, you may do so anytime between now and the date we make our determination on the FOIA request. Appeals arriving or delivered after 5 p.m. Eastern Time, Monday through Friday, will be deemed received on the next workday.

You may appeal this response to the Department’s FOIA/Privacy Act Appeals Officer. If you choose to appeal, the FOIA/Privacy Act Appeals Officer must receive your FOIA appeal **no later than 90 workdays** from the date of this letter. Appeals arriving or delivered after 5 p.m. Eastern Time, Monday through Friday, will be deemed received on the next workday. **Your appeal must be made in writing.** You may submit your appeal and accompanying materials to the FOIA/Privacy Act Appeals Officer by mail, courier service, fax, or email. All

communications concerning your appeal should be clearly marked with the words: "FREEDOM OF INFORMATION APPEAL." You must include an explanation of why you believe the BLM's response is in error. You must also include with your appeal copies of all correspondence between you and the BLM concerning your FOIA request, including your original FOIA request and BLM's response. Failure to include with your appeal all correspondence between you and BLM will result in the Department's rejection of your appeal, unless the FOIA/Privacy Act Appeals Officer determines (in the FOIA/Privacy Act Appeals Officer's sole discretion) that good cause exists to accept the defective appeal.

Please include your name and daytime telephone number (or the name and telephone number of an appropriate contact), email address and fax number (if available) in case the FOIA/Privacy Act Appeals Officer needs additional information or clarification of your appeal.

DOI FOIA/Privacy Act Appeals Office Contact Information

Department of the Interior
Office of the Solicitor
1849 C Street, N.W.
MS-6556 MIB
Washington, DC 20240

Attn: FOIA/Privacy Act Appeals Office

Telephone: (202) 208-5339
Fax: (202) 208-6677
Email: FOIA.Appeals@sol.doi.gov

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of FOIA. 5 U.S.C. 552(c). This response is limited to those records that are subject to the requirements of FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

The 2007 FOIA amendments created the Office of Government Information Services (OGIS) to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road - OGIS
College Park, MD 20740-6001
E-mail: ogis@nara.gov
Web: <https://ogis.archives.gov>
Telephone: 202-741-5770
Fax: 202-741-5769
Toll-free: 1-877-684-6448

Please note that using OGIS services does not affect the timing of filing an appeal with the Department's FOIA & Privacy Act Appeals Officer. If you have any questions about our response to your request, you may contact the BLM WSO FOIA Specialist at 307-775-6180, by mail at 5353 Yellowstone Road, Cheyenne, WY 82009 or by email at BLM_WY_FOIA@blm.gov

You also may seek dispute resolution services from our FOIA Public Liaison, Ryan Witt at 202-912-7562.

Sincerely,



Brian W. Davis
Deputy State Director
Division of Support Services

cc:
Dan Heilig, WOC
Merry Gamper, BLM (WY-921)